

**ANNEX**  
**GLOSSARY AND LIST OF AUTHORITIES<sup>1</sup>**

**A. FILINGS IN CASE ICC-01/04-02/06**

| <b>Short-title</b>          | <b>Reference</b>              |
|-----------------------------|-------------------------------|
| Appeal                      | ICC-01/04-02/06-1754 OA5      |
| Decision                    | ICC-01/04-02/06-1707          |
| Remand Decision             | ICC-01/04-02/06-1225 OA2      |
| Confirmation Decision       | ICC-01/04-02/06-309           |
| Prosecution Pre-Trial Brief | ICC-01/04-02/06-503-AnxA-Red2 |
| Response                    | ICC-01/04-02/06-1278          |

**B. OTHER JURISPRUDENCE OF THIS COURT**

| <b>Short-title</b>                               | <b>Reference</b>          |
|--|---------------------------|
| <i>Abu Garda</i> Confirmation Decision           | ICC-02/05-02/09-243-Red   |
| Asset-Freezing Appeal Judgment                   | ICC-ACRed-01/16           |
| <i>Bemba</i> TJ                                  | ICC-01/05-01/08-3343      |
| <i>Bemba</i> TJ, Separate Opinion of Judge Ozaki | ICC-01/05-01/08-3343-AnxB |
| <i>DRC</i> AD                                    | ICC-01/04-168 OA3         |
| <i>Katanga</i> Confirmation Decision             | ICC-01/04-01/07-717       |
| <i>Katanga</i> TJ                                | ICC-01/04-01/07-3436-tENG |

<sup>1</sup> Internet links provided last visited on 17 February 2017.

|                         |                              |
|-------------------------|------------------------------|
| <i>Lubanga AJ</i>       | ICC-01/04-01/06-3121-Red A5  |
| <i>Lubanga TJ</i>       | ICC-01/04-01/06-2842         |
| <i>Ruto and Sang AD</i> | ICC-01/09-01/11-1598 OA7 OA8 |

## C. JURISPRUDENCE OF OTHER JURISDICTIONS

### (a) CAT

| Short-title                    | Reference   |
|--------------------------------|---|
| <i>C.T. and K.M. v. Sweden</i> | <i>C.T. and K.M. v. Sweden</i> , Communication No. 279/2005, 17 November 2006, UN Doc. CAT/C/37/D/279/2005 (2007), available at <a href="http://www.ohchr.org/Documents/Publications/SDecisionsCATVollen.pdf">http://www.ohchr.org/Documents/Publications/SDecisionsCATVollen.pdf</a> (pp. 221-227) |
| <i>V.L. v. Switzerland</i>     | <i>V.L. v. Switzerland</i> , Communication No. 262/2005, 20 November 2006, UN Doc. CAT/C/37/D/262/2005 (2007), available at <a href="http://www.ohchr.org/Documents/Publications/SDecisionsCATVollen.pdf">http://www.ohchr.org/Documents/Publications/SDecisionsCATVollen.pdf</a> (pp. 215-221)     |

### (b) ECtHR

| Short-title             | Reference  |
|-------------------------|--|
| <i>Aydin v. Turkey</i>  | <i>Aydin v. Turkey</i> , Judgment (Grand Chamber), 25 September 1997, available at <a href="http://hudoc.echr.coe.int/eng?i=001-58371">http://hudoc.echr.coe.int/eng?i=001-58371</a>   |
| <i>Cyprus v. Turkey</i> | <i>Cyprus v. Turkey</i> , Applications 6780/74 and 6950/75, Decision of 26 May 1975 on the Admissibility of the Applications, Commission (Plenary), available at <a href="http://hudoc.echr.coe.int/eng?i=001-74811">http://hudoc.echr.coe.int/eng?i=001-74811</a> |
| <i>M.C. v. Bulgaria</i> | <i>M.C. v. Bulgaria</i> , Judgment, 4 March 2004, available  |

|  |  |
|--|--|
|  | at <a href="http://hudoc.echr.coe.int/eng?i=001-61521">http://hudoc.echr.coe.int/eng?i=001-61521</a> |
|--|--|

## (c) ICJ

| Short-title                                  | Reference   |
|--|---|
| <i>Nicaragua v. United States of America</i> | <i>Case concerning Military and Paramilitary Activities in and around Nicaragua (Nicaragua v. United States of America)</i> , Merits, Judgment of 27 June 1986, ICJ Reports 1986, p. 14, available at <a href="http://www.icj-cij.org/docket/files/70/6503.pdf">http://www.icj-cij.org/docket/files/70/6503.pdf</a> |

## (d) ICTR

| Short-title              | Reference   |
|--------------------------|---|
| <i>Bagosora TJ</i>       | <i>Prosecutor v. Bagosora et al</i> , ICTR-98-41-T, Judgment and Sentence, 18 December 2008, available at <a href="http://www.legal-tools.org/doc/6d9b0a/">http://www.legal-tools.org/doc/6d9b0a/</a> |
| <i>Ndindiliyimana TJ</i> | <i>Prosecutor v. Ndindiliyimana et al</i> , ICTR-00-56-T, Judgment, 17 May 2011, available at <a href="http://www.legal-tools.org/doc/c71b24/">http://www.legal-tools.org/doc/c71b24/</a>             |
| <i>Semanza TJ</i>        | <i>Prosecutor v. Semanza</i> , ICTR-97-20-T, Judgment, 15 May 2003, available at <a href="http://www.legal-tools.org/doc/7e668a/">http://www.legal-tools.org/doc/7e668a/</a>                          |

## (e) ICTY

| Short-title       | Reference   |
|-------------------|---|
| <i>Delalić AJ</i> | <i>Prosecutor v. Delalić et al</i> , IT-96-21-A, Judgment, 20 February 2001, available at <a href="http://www.legal-tools.org/doc/051554/">http://www.legal-tools.org/doc/051554/</a> |
| <i>Delalić TJ</i> |   |

|                              |   |
|------------------------------|---|
| <i>Kunarac</i> AJ            | <i>Prosecutor v. Kunarac et al</i> , IT-96-23 & IT-96-23/1-A, Judgment, 12 June 2002, available at <a href="http://www.legal-tools.org/doc/029a09/">http://www.legal-tools.org/doc/029a09/</a>  |
| <i>Kvočka</i> AJ             | <i>Prosecutor v. Kvočka et al</i> , IT-98-30/1-A, Judgment, 28 February 2005, available at <a href="http://www.legal-tools.org/doc/006011/">http://www.legal-tools.org/doc/006011/</a>  |
| <i>Strugar</i> AJ            | <i>Prosecutor v. Strugar</i> , IT-01-42-A, Judgement, 17 July 2008, available at <a href="http://www.legal-tools.org/doc/981b62/">http://www.legal-tools.org/doc/981b62/</a>  |
| <i>Tadić</i> AJ              | <i>Prosecutor v. Tadić</i> , IT-94-1-A, Judgment, 15 July 1999, available at <a href="http://www.legal-tools.org/doc/8efc3a/">http://www.legal-tools.org/doc/8efc3a/</a>  |
| <i>Tadić</i> Jurisdiction AD | <i>Prosecutor v. Tadić</i> , IT-94-1-A, Decision on the Defence Motion for Interlocutory Appeal on Jurisdiction, 2 October 1995, available at <a href="http://www.legal-tools.org/doc/866e17/">http://www.legal-tools.org/doc/866e17/</a> |
| <i>Tadić</i> TJ              | <i>Prosecutor v. Tadić</i> , IT-94-1-T, Judgment, 7 May 1997, available at <a href="http://www.legal-tools.org/doc/0a90ae/">http://www.legal-tools.org/doc/0a90ae/</a>  |

**(f) Netherlands Temporary Court-Martial (Ambonia)**

| <b>Short-title</b> | <b>Reference</b>  |
|--------------------|---|
| <i>Motosuke</i>    | Trial of Susuki Motosuke (28 January 1948), Case No. 77, UN War Crimes Commission, <i>Law Reports of Trials of War Criminals</i> , Vol. XIII (London: HMSO, 1949) |

## (g) SCSL

| Short-title                   | Reference  |
|-------------------------------|--|
| <i>Fofana</i> Jurisdiction AD | <i>Prosecutor v. Fofana</i> , SCSL-2004-14-AR72(E), Decision on Preliminary Motion on Lack of Jurisdiction <i>Materiae</i> : Nature of the Armed Conflict, 25 May 2004, available at <a href="http://www.legal-tools.org/doc/a36f4a/">http://www.legal-tools.org/doc/a36f4a/</a> |
| <i>Sesay</i> TJ               | <i>Prosecutor v. Sesay et al</i> , SCSL-04-15-T, Judgment, 2 March 2009, available at <a href="http://www.legal-tools.org/doc/7f05b7/">http://www.legal-tools.org/doc/7f05b7/</a>  |

## D. ACADEMIC WORKS

| Short-title | Reference  |
|-------------|--|
| Ambos       | Ambos, K., <i>Treatise on International Criminal Law, Volume II: The Crimes and Sentencing</i> (Oxford: OUP, 2014)   |
| Aust        | Aust, A., <i>Modern Treaty Law and Practice</i> , 3 <sup>rd</sup> Ed. (Oxford: OUP, 2013)  |
| Bassiouni   | Bassiouni, M.C., <i>The Legislative History of the International Criminal Court, Volume 2: An Article-by-Article Evolution of the Statute</i> (Ardslay: Transnational, 2005)   |
| Bellal      | Bellal, A., 'Who is wounded and sick?' in Clapham et al (eds.), <i>The 1949 Geneva Conventions: a Commentary</i> (Oxford: OUP, 2015)   |
| Bellinger   | Bellinger, 'Obama's Announcements on International Law,' <i>Lawfare</i> , 8 March 2011, available at <a href="https://www.lawfareblog.com/obamas-announcements-international-law">https://www.lawfareblog.com/obamas-announcements-international-law</a> |

|                              |  |
|------------------------------|--|
| Bothe                        | Bothe, M., 'War crimes,' in Cassese et al (eds.), <i>The Rome Statute of the International Criminal Court: a Commentary</i> (Oxford: OUP, 2002)  |
| Byron                        | Byron, C., 'Legal redress for children on the front line: the invisibility of the female child,' in Bailliet, C.M. (ed.), <i>Non-State Actors, Soft Law and Protective Regimes</i> (Cambridge: CUP, 2012)            |
| Cassese                      | Cassese, A., et al, <i>Cassese's International Criminal Law</i> , 3 <sup>rd</sup> Ed. (Oxford: OUP, 2013)  |
| Clapham                      | Clapham, A., <i>Brierly's Law of Nations</i> , 7th Ed. (Oxford: OUP, 2012)   |
| Cottier et al                | Cottier et al, 'Article 8', in Triffterer and Ambos (eds.), <i>The Rome Statute of the International Criminal Court: a Commentary</i> , 3 <sup>rd</sup> Ed. (München/Oxford/Baden-Baden: C.H. Beck/Hart/Nomos, 2016) |
| Crawford                     | Crawford, <i>The Treatment of Combatants and Insurgents under the Law of Armed Conflict</i> (Oxford: OUP, 2010)  |
| Crawford (2016)              | Crawford, E., 'Combatants,' in Liivoja and McCormack (eds.), <i>Routledge Handbook of the Law of Armed Conflict</i> (Abingdon: Routledge, 2016)  |
| Cryer et al (Second Edition) | Cryer et al, <i>An Introduction to International Criminal Law and Procedure</i> , 2 <sup>nd</sup> Ed. (Cambridge: CUP, 2010)   |
| Cryer et al (Third Edition)  | Cryer et al, <i>An Introduction to International Criminal Law and Procedure</i> , 3 <sup>rd</sup> Ed. (Cambridge: CUP, 2014)   |
| Dinstein                     | Dinstein, Y., <i>Non-International Armed Conflicts in International Law</i> (Cambridge: CUP, 2014)   |
| Dörmann                      | Dörmann, <i>Elements of War Crimes under the Rome Statute of the International Criminal Court: Sources and Commentary</i> (Cambridge: CUP/ICRC, 2002)  |

|                 |   |
|-----------------|---|
| Dörmann et al   | Dörmann et al, 'The context of war crimes,' in Lee et al (eds.), <i>The International Criminal Court: Elements of Crimes and Rules of Procedure and Evidence</i> (Ardsey: Transnational, 2001)  |
| Focarelli       | Focarelli, C., <i>International Law as Social Construct: the Struggle for Global Justice</i> (Oxford: OUP, 2012)  |
| Gaeta           | Gaeta, P., 'War crimes and other international "core" crimes,' in Gaeta and Clapham (eds.), <i>The Oxford Handbook of International Law in Armed Conflict</i> (Oxford: OUP, 2014)   |
| Gaggioli        | Gaggioli, G., 'Sexual violence in armed conflicts: a violation of international humanitarian law and human rights law,' [2014] 96 (894) <i>International Review of the Red Cross</i> 503  |
| Gardiner        | Gardiner, R., <i>Treaty Interpretation</i> , 2 <sup>nd</sup> Ed. (Oxford: OUP, 2015)  |
| Garraway        | Garraway, C., 'War crimes,' in Wilmshurst and Breau (eds.), <i>Perspectives on the ICRC Study on Customary International Humanitarian Law</i> (Cambridge: CUP, 2007)  |
| Garraway (2001) | Garraway, C., 'Article 8(2)(b)(xxvi)—using, conscripting or enlisting children,' in Lee et al (eds.), <i>The International Criminal Court: Elements of Crimes and Rules of Procedure and Evidence</i> (Ardsey: Transnational, 2001)                   |
| Goodwin-Gill    | Goodwin-Gill, G., 'Crime in international law: obligations <i>erga omnes</i> and the duty to prosecute,' in Goodwin-Gill and Talmon (eds.), <i>The Reality of International Law: Essays in Honour of Ian Brownlie</i> (Oxford: Clarendon Press, 1999) |
| Guilfoyle       | Guilfoyle, D., <i>International Criminal Law</i> (Oxford: OUP, 2016)  |

|                       |  |
|-----------------------|--|
| Harris et al          | Harris et al, <i>Harris, O'Boyle and Warbrick: Law of the European Convention on Human Rights</i> , 2 <sup>nd</sup> Ed. (Oxford: OUP, 2009)  |
| Heintze and Lülff     | Heintze, H., and Lülff, C., 'Special rules on children,' in Clapham et al (eds.), <i>The 1949 Geneva Conventions: a Commentary</i> (Oxford: OUP, 2015)   |
| Kalshoven and Zegveld | Kalshoven, F., and Zegveld, L., <i>Constraints on the Waging of War: an Introduction to International Humanitarian Law</i> , 4 <sup>th</sup> Ed. (Cambridge/Geneva: CUP/ICRC, 2011)  |
| Kleffner (2007)       | Kleffner, J., 'From "belligerents" to "fighters" and civilians directly participating in hostilities—on the principle of distinction in non-international armed conflicts one hundred years after the Second Hague Peace Conference,' [2007] 54(2) <i>Netherlands International Law Review</i> 315 |
| Kleffner (2013)       | Kleffner, J., 'Friend or foe? On the protective reach of the law of armed conflict,' in Matthee et al (eds.), <i>Armed Conflict and International Law: In Search of the Human Face</i> (The Hague: T.M.C. Asser Press, 2013)   |
| Kleffner (2015)       | Kleffner, J., 'The beneficiaries of the rights stemming from Common Article 3,' in Clapham et al (eds.), <i>The 1949 Geneva Conventions: a Commentary</i> (Oxford: OUP, 2015)  |
| Kolb                  | Kolb, R., <i>Advanced Introduction to International Humanitarian Law</i> (Cheltenham: Edward Elgar Publishing, 2014)   |
| La Haye (outrages)    | La Haye, E., 'Article 8(2)(b)(xxi)—outrages upon personal dignity,' in Lee et al (eds.), <i>The International Criminal Court: Elements of Crimes and Rules of Procedure and Evidence</i> (Ardsey: Transnational, 2001)   |
| La Haye (rape)        | La Haye, E., 'Article 8(2)(b)(xxii)—rape, sexual   |



|              |   |
|--------------|---|
|              | slavery, enforced prostitution, forced pregnancy, enforced sterilization, and sexual violence,' in Lee et al (eds.), <i>The International Criminal Court: Elements of Crimes and Rules of Procedure and Evidence</i> (Ardsey: Transnational, 2001)  |
| Levie        | Levie, H., 'The 1977 Protocol I and the United States,' [1998] 70 <i>International Law Studies</i> 339  |
| Matheson     | Matheson, M., 'The United States Position on the Relation of Customary International Law to the 1977 Protocols Additional to the 1949 Geneva Conventions,' [1987] 2 <i>American University Journal of International Law and Policy</i> 419  |
| McCormack    | McCormack, T., 'Jurisdiction of the Australian Military Courts 1945-51,' in Fitzpatrick et al (eds.), <i>Australia's War Crimes Trials 1945-51</i> (Brill Nijhoff: Leiden, 2016)  |
| McDermott    | McDermott, Y., 'ICC expands definition of war crimes to cover combatants in the same armed forces,' <i>The Conversation</i> , 22 January 2017, available at <a href="https://theconversation.com/icc-expands-definition-of-war-crimes-to-cover-combatants-in-the-same-armed-forces-71104">https://theconversation.com/icc-expands-definition-of-war-crimes-to-cover-combatants-in-the-same-armed-forces-71104</a> |
| Melzer       | Melzer, N., 'The principle of distinction between civilians and combatants,' in Gaeta and Clapham (eds.), <i>The Oxford Handbook of International Law in Armed Conflict</i> (Oxford: OUP, 2014)   |
| Meron        | Meron, T., 'Rape as a crime under international humanitarian law,' [1993] 87 <i>American Journal of International Law</i> 424   |
| Meron (1989) | Meron, T., <i>Human Rights and Humanitarian Norms as Customary Law</i> (Oxford: Clarendon Press, 1989)  |
| Mitchell     | Mitchell, D., 'The prohibition of rape in international humanitarian law as a norm of <i>jus</i>  |

|                         |  |
|-------------------------|--|
|                         | <i>cogens: clarifying the doctrine,</i> [2005] 15(2) <i>Duke Journal of Comparative and International Law</i> 219  |
| Nilsson                 | Nilsson, J., in Cassese et al (eds.), <i>The Oxford Companion to International Criminal Justice</i> (Oxford: OUP, 2009)  |
| Provost                 | Provost, R., <i>International Human Rights and Humanitarian Law</i> (Cambridge: CUP, 2002)   |
| Rodenhäuser             | Rodenhäuser, T., 'Squaring the circle? Prosecuting sexual violence against child soldiers by their "own forces"' [2016] 14(1) <i>Journal of International Criminal Justice</i> 171                         |
| Rowe                    | Rowe, P., 'The obligation of a State under international law to protect members of its own armed forces during armed conflict or occupation,' [2006] 9 <i>Yearbook of International Humanitarian Law</i> 3 |
| Schabas                 | Schabas, W., <i>The International Criminal Court: a Commentary on the Rome Statute</i> , 2 <sup>nd</sup> Ed. (Oxford: OUP, 2016)   |
| Schabas (First Edition) | Schabas, W., <i>The International Criminal Court: a Commentary on the Rome Statute</i> , 1 <sup>st</sup> Ed. (Oxford: OUP, 2010)   |
| Sellers and Rosenthal   | Sellers, P., and Rosenthal, I., 'Rape and other sexual violence,' in Clapham et al (eds.), <i>The 1949 Geneva Conventions: a Commentary</i> (Oxford: OUP, 2015)  |
| Shaw                    | Shaw, M.N., <i>International Law</i> , 7th Ed. (Cambridge: CUP, 2014)  |
| Sivakumaran             | Sivakumaran, S., <i>The Law of Non-International Armed Conflict</i> (Oxford: OUP, 2012)  |
| Sivakumaran (2009)      | Sivakumaran, S., 'Courts of armed opposition groups: fair trials or summary justice?' [2009] 7   |

|                        |   |
|------------------------|---|
|                        | <i>Journal of International Criminal Justice</i> 489  |
| Sluiter                | Sluiter, G., 'Piliz,' in Cassese et al (eds.), <i>The Oxford Companion to International Criminal Justice</i> (Oxford: OUP, 2009)  |
| Sofaer                 | Sofaer, A., 'The Position of the United States on Current Law of War Agreements: Remarks of Judge Abraham D. Sofaer, Legal Adviser, United States Department of State,' [1987] 2 <i>American University Journal of International Law and Policy</i> 460   |
| Sungi                  | Sungi, S.P., ' <i>Obligatio erga omnes</i> of rape as a <i>ius cogens</i> norm: examining the jurisprudence of the International Criminal Tribunal for the Former Yugoslavia, International Criminal Tribunal for Rwanda and the International Criminal Court,' [2007] 9(1) <i>European Journal of Law Reform</i> 113 |
| Von Hebel              | Von Hebel, H., 'War crimes in the Rome Statute,' in Lee et al (eds.), <i>The International Criminal Court: Elements of Crimes and Rules of Procedure and Evidence</i> (Ardsey: Transnational, 2001)   |
| Von Hebel and Robinson | Von Hebel, H., and Robinson, D., 'Crimes within the jurisdiction of the Court,' in Lee (ed.), <i>The International Criminal Court—The Making of the Rome Statute: Issues, Negotiations, Results</i> (The Hague: Kluwer, 1999)   |
| Wells                  | Wells, S., 'Crimes against child soldiers in armed conflict situations: application and limits of international humanitarian law,' [2004] 12 <i>Tulane Journal of International and Comparative Law</i> 287   |
| Zimmermann             | Zimmermann, A., 'War crimes – para. 2 (e)(vi)', in Triffterer (ed.), <i>Commentary on the Rome Statute of the International Criminal Court: Observers' Notes, Article by Article</i> , 2 <sup>nd</sup> Ed. (München/Oxford/Baden-Baden: C.H. Beck/Hart/Nomos, 2008)   |

## E. TREATIES, DOMESTIC LEGISLATION, AND OTHER DOCUMENTS

| Short-title            | Reference   |
|------------------------|---|
| 1864 Convention        | <i>Convention for the Amelioration of the Condition of the Wounded in Armies in the Field</i> , 22 August 1864, available at <a href="https://ihl-databases.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmodres/domino/OpenAttachment/applic/ihl/ihl.nsf/477CEA122D7B7B3DC12563CD002D6603/FULLTEXT/IHL-GC1864-EN.pdf">https://ihl-databases.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmodres/domino/OpenAttachment/applic/ihl/ihl.nsf/477CEA122D7B7B3DC12563CD002D6603/FULLTEXT/IHL-GC1864-EN.pdf</a>              |
| 1906 Convention        | <i>Convention for the Amelioration of the Condition of the Wounded and Sick in Armies in the Field</i> , 6 July 1906, available at <a href="https://ihl-databases.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmodres/domino/OpenAttachment/applic/ihl/ihl.nsf/C64C3E521F5CC28FC12563CD002D6737/FULLTEXT/IHL-GC-1906-EN.pdf">https://ihl-databases.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmodres/domino/OpenAttachment/applic/ihl/ihl.nsf/C64C3E521F5CC28FC12563CD002D6737/FULLTEXT/IHL-GC-1906-EN.pdf</a>      |
| 1929 Convention        | <i>Convention for the Amelioration of the Condition of the Wounded and Sick in Armies in the Field</i> , 27 July 1929, available at <a href="https://ihl-databases.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmodres/domino/OpenAttachment/applic/ihl/ihl.nsf/09DFB7A98E19533AC12563CD002D6997/FULLTEXT/IHL-GC-1929-1-EN.pdf">https://ihl-databases.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmodres/domino/OpenAttachment/applic/ihl/ihl.nsf/09DFB7A98E19533AC12563CD002D6997/FULLTEXT/IHL-GC-1929-1-EN.pdf</a> |
| 1929 POW Convention    | <i>Convention relative to the Treatment of Prisoners of War</i> , 27 July 1929, available at <a href="https://ihl-databases.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmodres/domino/OpenAttachment/applic/ihl/ihl.nsf/0BDEDDD046FDEBA9C12563CD002D69B1/FULLTEXT/IHL-GC-1929-2-EN.pdf">https://ihl-databases.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmodres/domino/OpenAttachment/applic/ihl/ihl.nsf/0BDEDDD046FDEBA9C12563CD002D69B1/FULLTEXT/IHL-GC-1929-2-EN.pdf</a>  |
| 2016 Commentary to GCI | ICRC, <i>Commentary of 2016: Commentary on the First Geneva Convention</i> , available at <a href="https://www.icrc.org/applic/ihl/ihl.nsf/Treaty.xsp?documentId=4825657B0C7E6BF0C12563CD002D6B0B&amp;action=openDocument">https://www.icrc.org/applic/ihl/ihl.nsf/Treaty.xsp?documentId=4825657B0C7E6BF0C12563CD002D6B0B&amp;action=openDocument</a> .   |
| 1952 Commentary to     | ICRC, Pictet, J.S., et al, <i>Commentary: First Geneva</i>  |

|               |   |
|---------------|---|
| GCI           | <i>Convention for the Amelioration of the Wounded and Sick in Armed Forces in the Field</i> (Geneva: ICRC, 1952)  |
| ACHPR         | <i>African (Banjul) Charter on Human and People's Rights</i> , available at <a href="http://www.achpr.org/files/instruments/achpr/banjul_charter.pdf">http://www.achpr.org/files/instruments/achpr/banjul_charter.pdf</a>   |
| ACHR          | <i>American Convention on Human Rights</i> , available at <a href="http://www.oas.org/dil/treaties_B-32_American_Convention_on_Human_Rights.pdf">http://www.oas.org/dil/treaties_B-32_American_Convention_on_Human_Rights.pdf</a>   |
| API           | <i>Protocol Additional to the Geneva Conventions of 12 August 1949, and Relating to the Protection of Victims of International Armed Conflicts (Protocol I)</i> , of 8 June 1977, available at <a href="https://www.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmodes/domino/OpenAttachment/applic/ihl/ihl.nsf/D9E6B6264D7723C3C12563CD002D6CE4/FULLTEXT/AP-I-EN.pdf">https://www.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmodes/domino/OpenAttachment/applic/ihl/ihl.nsf/D9E6B6264D7723C3C12563CD002D6CE4/FULLTEXT/AP-I-EN.pdf</a>      |
| APII          | <i>Protocol Additional to the Geneva Conventions of 12 August 1949, and Relating to the Protection of Victims of Non-International Armed Conflicts (Protocol II)</i> , of 8 June 1977, available at <a href="https://www.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmodes/domino/OpenAttachment/applic/ihl/ihl.nsf/A0C5BCBAB5C4A85C12563CD002D6D09/FULLTEXT/AP-II-EN.pdf">https://www.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmodes/domino/OpenAttachment/applic/ihl/ihl.nsf/A0C5BCBAB5C4A85C12563CD002D6D09/FULLTEXT/AP-II-EN.pdf</a> |
| AP Commentary | Sandoz et al (eds.), <i>Commentary on the Additional Protocols of 8 June 1977 to the Geneva Conventions of 12 August 1949</i> (Geneva: Martinus Nijhoff, 1987)  |
| CAT           | <i>Convention Against Torture</i> , available at <a href="http://www.ohchr.org/Documents/ProfessionalInterest/cat.pdf">http://www.ohchr.org/Documents/ProfessionalInterest/cat.pdf</a>  |
| CIHL Rule 87  | ICRC, <i>Customary International Humanitarian Law</i> , Rule 87: Humane Treatment, available at   |

|               |   |
|---------------|---|
|               | <a href="https://ihl-databases.icrc.org/customary-ihl/eng/docs/v1_rul_rule87">https://ihl-databases.icrc.org/customary-ihl/eng/docs/v1_rul_rule87</a>   |
| CIHL Rule 88  | ICRC, <i>Customary International Humanitarian Law</i> , Rule 88: Non-Discrimination, available at <a href="https://ihl-databases.icrc.org/customary-ihl/eng/docs/v1_rul_rule88">https://ihl-databases.icrc.org/customary-ihl/eng/docs/v1_rul_rule88</a>   |
| CIHL Rule 90  | ICRC, <i>Customary International Humanitarian Law</i> , Rule 90: Torture and Cruel, Inhuman or Degrading Treatment, available at <a href="https://ihl-databases.icrc.org/customary-ihl/eng/docs/v1_rul_rule90">https://ihl-databases.icrc.org/customary-ihl/eng/docs/v1_rul_rule90</a>                                    |
| CIHL Rule 93  | ICRC, <i>Customary International Humanitarian Law</i> , Rule 93: Rape and Other forms of Sexual Violence, available at <a href="https://ihl-databases.icrc.org/customary-ihl/eng/docs/v1_rul_rule93">https://ihl-databases.icrc.org/customary-ihl/eng/docs/v1_rul_rule93</a>  |
| CIHL Rule 94  | ICRC, <i>Customary International Humanitarian Law</i> , Rule 94: Slavery and Slave Trade, available at <a href="https://ihl-databases.icrc.org/customary-ihl/eng/docs/v1_rul_rule94">https://ihl-databases.icrc.org/customary-ihl/eng/docs/v1_rul_rule94</a>  |
| CIHL Rule 110 | ICRC, <i>Customary International Humanitarian Law</i> , Rule 110: Treatment and Care of the Wounded, Sick and Shipwrecked, available at <a href="https://ihl-databases.icrc.org/customary-ihl/eng/docs/v1_rul_rule110">https://ihl-databases.icrc.org/customary-ihl/eng/docs/v1_rul_rule110</a>                           |
| CIHL Rule 111 | ICRC, <i>Customary International Humanitarian Law</i> , Rule 111: Protection of the Wounded, Sick and Shipwrecked against Pillage and Ill-Treatment, available at <a href="https://ihl-databases.icrc.org/customary-ihl/eng/docs/v1_rul_rule111">https://ihl-databases.icrc.org/customary-ihl/eng/docs/v1_rul_rule111</a> |
| CIHL Rule 135 | ICRC, <i>Customary International Humanitarian Law</i> , Rule 135: Children, available at <a href="https://ihl-databases.icrc.org/customary-ihl/eng/docs/v1_rul_rule135">https://ihl-databases.icrc.org/customary-ihl/eng/docs/v1_rul_rule135</a>  |

|                                      |  |
|--------------------------------------|--|
|                                      | <a href="#">ihl/eng/docs/v1_rul_rule135</a>  |
| Commentary to 1929 Geneva Convention | Des Gouttes, <i>Commentaire de la Convention de Genève du 27 juillet 1929</i> , ICRC, 1930   |
| Commentary to GCII                   | ICRC, Pictet, J.S., et al, <i>Commentary: Second Geneva Convention for the Amelioration of the Condition of Wounded, Sick, and Shipwrecked Members of Armed Forces at Sea</i> (Geneva: ICRC, 1960)   |
| Commentary to GCIII                  | ICRC, Pictet, J.S., et al, <i>Commentary: Third Geneva Convention Relative to the Treatment of Prisoners of War</i> (Geneva: ICRC, 1960)   |
| Commentary to GCIV                   | ICRC, Pictet, J.S., et al, <i>Commentary: Fourth Geneva Convention Relative to the Protection of Civilian Persons in Time of War</i> (Geneva: ICRC, 1958)  |
| CRC                                  | <i>Convention on the Rights of the Child</i> , available at <a href="http://www.ohchr.org/Documents/ProfessionalInterest/crc.pdf">http://www.ohchr.org/Documents/ProfessionalInterest/crc.pdf</a>  |
| DPH Interpretive Guidance            | ICRC, Melzer, N., <i>Interpretive Guidance on the Notion of Direct Participation in Hostilities</i> (Geneva: ICRC, 2009), available at <a href="https://www.icrc.org/eng/assets/files/other/icrc-002-0990.pdf">https://www.icrc.org/eng/assets/files/other/icrc-002-0990.pdf</a>   |
| ECHR                                 | <i>European Convention on Human Rights</i> , available at <a href="http://www.echr.coe.int/Documents/Convention_ENG.pdf">http://www.echr.coe.int/Documents/Convention_ENG.pdf</a>  |
| GCI                                  | <i>Geneva Convention for the Amelioration of the Condition of the Wounded and Sick in Armed Forces in the Field of 12 August 1949</i> , available at <a href="https://www.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmოდres/domino/OpenAttachment/applic/ihl/ihl.nsf/4825657B0C7E6BF0C12563CD002D6B0B/FULLTEXT/GC-I-EN.pdf">https://www.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmოდres/domino/OpenAttachment/applic/ihl/ihl.nsf/4825657B0C7E6BF0C12563CD002D6B0B/FULLTEXT/GC-I-EN.pdf</a> |
| GCII                                 | <i>Geneva Convention for the Amelioration of the Condition of the Wounded, Sick and Shipwrecked</i>  |

|                        |   |
|------------------------|---|
|                        | <p><i>Members of Armed Forces at Sea of 12 August 1949</i>, available at <a href="https://www.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmodes/domino/OpenAttachment/applic/ihl/ihl.nsf/2F5AA9B07AB61934C12563CD002D6B25/FULLTEXT/GC-II-EN.pdf">https://www.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmodes/domino/OpenAttachment/applic/ihl/ihl.nsf/2F5AA9B07AB61934C12563CD002D6B25/FULLTEXT/GC-II-EN.pdf</a></p>  |
| GCIII                  | <p><i>Geneva Convention Relative to the Treatment of Prisoners of War of 12 August 1949</i>, available at <a href="https://www.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmodes/domino/OpenAttachment/applic/ihl/ihl.nsf/77CB9983BE01D004C12563CD002D6B3E/FULLTEXT/GC-III-EN.pdf">https://www.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmodes/domino/OpenAttachment/applic/ihl/ihl.nsf/77CB9983BE01D004C12563CD002D6B3E/FULLTEXT/GC-III-EN.pdf</a></p>   |
| GCIV                   | <p><i>Geneva Convention Relative to the Protection of Civilian Persons in Time of War of 12 August 1949</i>, available at <a href="https://www.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmodes/domino/OpenAttachment/applic/ihl/ihl.nsf/AE2D398352C5B028C12563CD002D6B5C/FULLTEXT/ATTXSYRB.pdf">https://www.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmodes/domino/OpenAttachment/applic/ihl/ihl.nsf/AE2D398352C5B028C12563CD002D6B5C/FULLTEXT/ATTXSYRB.pdf</a></p>   |
| Hague Regulations      | <p><i>Convention (IV) respecting the Laws and Customs of War on Land and its annex: Regulations concerning the Laws and Customs of War on Land</i>, 18 October 1907, available at <a href="https://ihl-databases.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmodes/domino/OpenAttachment/applic/ihl/ihl.nsf/4D47F92DF3966A7EC12563CD002D6788/FULLTEXT/IHL-19-EN.pdf">https://ihl-databases.icrc.org/applic/ihl/ihl.nsf/xsp/.ibmmodes/domino/OpenAttachment/applic/ihl/ihl.nsf/4D47F92DF3966A7EC12563CD002D6788/FULLTEXT/IHL-19-EN.pdf</a></p> |
| ICCPR                  | <p>International Covenant on Civil and Political Rights, available at <a href="http://www.ohchr.org/Documents/ProfessionalInterest/ccpr.pdf">http://www.ohchr.org/Documents/ProfessionalInterest/ccpr.pdf</a></p>   |
| ICRC Text on Article 8 | <p>Preparatory Commission for the ICC, <i>Request from the Governments of Belgium, Costa Rica, Finland, Hungary, the Republic of Korea, and South Africa and the Permanent Observer Mission of Switzerland regarding the text prepared by the International</i></p>   |



|   |  |
|---|--|
|   | <i>Committee of the Red Cross on article 8 paragraph 2 (b), (c) and (e) of the Rome Statute of the International Criminal Court, PCNICC/1999/WGEC/INF.2, 14 July 1999, available at <a href="http://www.legal-tools.org/doc/d8ff04/">http://www.legal-tools.org/doc/d8ff04/</a></i>  |
| ILC State Responsibility Commentary                 | ILC, Report of the International Law Commission on the work of its fifty-third session, Draft Articles on Responsibility of States for International Wrongful Acts, with Commentaries, UN Doc. A/56/10, available at <a href="http://legal.un.org/ilc/texts/instruments/english/commentaries/9_6_2001.pdf">http://legal.un.org/ilc/texts/instruments/english/commentaries/9_6_2001.pdf</a> |
| Inter-American Convention on Violence against Women | <i>Inter-American Convention on the Prevention, Punishment and Eradication of Violence against Women, available at <a href="http://www.oas.org/juridico/english/treaties/a-61.html">http://www.oas.org/juridico/english/treaties/a-61.html</a></i>   |
| Special Rapporteur on Slavery Report                | UN Sub-Commission on Human Rights, Special Rapporteur on the Situation of Systematic Rape, Sexual Slavery and Slavery-like Practices during Wartime, <i>Final Report</i> , UN Doc. E/CN.4/Sub.2/1998/13, 22 June 1998, available at <a href="http://www.refworld.org/docid/3b00f44114.html">http://www.refworld.org/docid/3b00f44114.html</a>  |
| UK Manual   | UK Ministry of Defence, <i>The Manual of the Law of Armed Conflict</i> (Oxford: OUP, 2004)   |
| UNSC Resolution 1820                                | UN Security Council, Resolution 1820 (2008), S/RES/1820, 19 June 2008, available at <a href="http://www.un.org/en/ga/search/view_doc.asp?symbol=S/RES/1820(2008)">http://www.un.org/en/ga/search/view_doc.asp?symbol=S/RES/1820(2008)</a>  |
| UNSC Resolution 1888                                | UN Security Council, Resolution 1888 (2009), UN Doc. S/RES/1888, 30 September 2009, available at <a href="http://www.un.org/en/ga/search/view_doc.asp?symbol=S/RES/1888(2009)">http://www.un.org/en/ga/search/view_doc.asp?symbol=S/RES/1888(2009)</a>   |

|                      |   |
|----------------------|---|
| UNSC Resolution 1960 | UN Security Council, Resolution 1960 (2010), UN Doc. S/RES/1960, 16 December 2010, available at <a href="http://www.un.org/en/ga/search/view_doc.asp?symbol=S/RES/1960(2010)">http://www.un.org/en/ga/search/view_doc.asp?symbol=S/RES/1960(2010)</a> |
| UNSC Resolution 2106 | UN Security Council, Resolution 2106 (2013), UN Doc. S/RES/2106, 24 June 2013, available at <a href="http://www.un.org/en/ga/search/view_doc.asp?symbol=S/RES/2106(2013)">http://www.un.org/en/ga/search/view_doc.asp?symbol=S/RES/2106(2013)</a>     |
| VCLT                 | <i>Vienna Convention on the Law of Treaties</i> , available at <a href="https://treaties.un.org/doc/Treaties/1980/01/19800127%2000-52%20AM/Ch_XXIII_01.pdf">https://treaties.un.org/doc/Treaties/1980/01/19800127%2000-52%20AM/Ch_XXIII_01.pdf</a>    |